

REMARKS/ARGUMENTS

The Response to Non-final Office Action filed on January 26, 2009 was accidentally submitted without a final signature. A replacement page 8, with signature, is submitted as an appendix with this supplemental response.

CONCLUSION

If the Examiner has any questions or suggested Examiner's amendments, the Examiner is respectfully requested to call the undersigned.

The Commissioner is hereby authorized to charge any additional fees, or to credit any overpayment, to Deposit Account No. 50-3195.

Respectfully submitted,

Date: February 17, 2009

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Appendix:

Replacement Page 8 of Response to Non-final Office Action dated January 26, 2009

Yamamoto and Todorova et al. together does not disclose or suggest the producing beverage and food products by using the immersion liquid of particle size-controlled malt sprout of the invention of the present application. Applicants respectfully suggest that the new claims have clarified the significant and unobvious differences between the invention of the application and the disclosures of the two cited references.

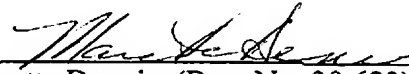
CONCLUSION

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